

1100C
12/19/90

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 4209

AN ORDINANCE approving the conditional use permit application of GTE Northwest, Inc. to construct a 2,594 gross square foot structure on property located at 2780 - 156th Avenue N.E., with conditions; File No. CUDN 89-7488.

WHEREAS, GTE Northwest, Inc. has applied to the City for a conditional use permit to construct a 2,594 gross square foot structure on property located at 2780 - 156th Avenue N.E.; and

WHEREAS, on October 29, 1990, a public hearing was held thereon by the Hearing Examiner Pro Tempore pursuant to notice required by law; and

WHEREAS, on November 16, 1990, the Hearing Examiner Pro Tempore recommended approval, with conditions, of said application and made and entered findings of fact and conclusions based thereon in support of his recommendations; and

WHEREAS, the City of Bellevue has complied with the requirements of the State Environmental Policy Act and the City Environmental Procedures Code; now, therefore

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. The City Council adopts the findings of fact and conclusions made and entered by the Hearing Examiner Pro Tempore in support of his recommendation to the Council in this matter as set forth in "Findings, Conclusions and Recommendation of the Hearing Examiner Pro Tempore for the City of Bellevue, In the Matter of the Application of GTE Northwest, Inc. (Overlake GTE Optical Remote Module), For Approval of a Conditional Use, File No. CUDN 89-7488."

Section 2. The City Council hereby approves the conditional use permit application, with conditions, of GTE Northwest, Inc. to construct a 2,594 gross square foot structure on property located at 2780 - 156th Avenue N.E., and more particularly described as:

The north 155.70 feet of Lot 1 of City of Bellevue Short Plat Number 77-83 recorded under King County Recording Number 7803210908, said Short Plat being the west 110 feet of Lot 11, Bellevue Gardens; Third Addition, according to the plat thereof recorded in Volume 21 of Plats, page 72, in King County Washington, and that portion of said Lot 11, described as follows:

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Beginning at the intersection of the east line of the west 110 feet and the south line of said Lot 11; thence north $50^{\circ}37'47''$ east along said south line, 185.00 feet; thence north $22^{\circ}41'16''$ west, 352.00 feet to an intersection with a line parallel to and 110 feet east of the west boundary of said Lot 11; thence south $0^{\circ}56'21''$ west along said parallel line, 442.17 feet to the point of beginning;

EXCEPT that portion of Lot 1 described as follows:

Commencing at the south quarter corner of Section 23, Township 25 North, Range 5 East, W.M., in King County, Washington, said corner being a concrete monument in a case at the intersection of N.E. 24th Street and 156th Avenue N.E., from which the north quarter corner of said Section 23 bears north $01^{\circ}09'24''$ east (bearings refer to K.C.A.S. meridian), a distance of 5,267.92 feet, said corner being a concrete monument in a case at the intersection of N.E. 40th Street and 156th Avenue N.E.;

thence north $01^{\circ}09'24''$ east along the west line of the southeast quarter of said Section 23, a distance of 1,269.68 feet to the intersection of the prolonged north line of said Lot No. 1 of the City of Bellevue Short Plat No. 77-83;

thence south $88^{\circ}05'56''$ east along said prolonged north line, a distance of 25.19 feet to the northwest corner of said Lot No. 1 and the True Point of Beginning; thence south $00^{\circ}56'21''$ west along the west line of said Lot No. 1 and the east right-of-way line of said 156th Avenue N.E., a distance of 468.53 feet to the southwest corner of said Lot No. 1; thence south $88^{\circ}07'54''$ east along the south line of said Lot No. 1, a distance of 1.00 feet; thence north $00^{\circ}56'21''$ east parallel with said west line, a distance of 468.53 feet to said north line of Lot No. 1;

thence north $88^{\circ}05'56''$ west along said north line, a distance of 1.00 feet to the True Point of Beginning.

Provided approval of this conditional use permit is conditioned on full compliance by the owner or owners of the property described herein, their heirs, assigns, grantees and successors in interest, with the terms and conditions of that certain Concomitant Agreement, a copy of which has been given Clerk's Receiving No. 16153, and which by this reference is fully incorporated herein.

Section 3. This ordinance shall take effect and be in force five days after its passage and legal publication.

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PASSED by the City Council this 14th day of January,
1991 and signed in authentication of its passage this 14th day
of January, 1991.
(SEAL)

Terry Lukens
Terry Lukens, Mayor

Approved as to form:

Richard L. Andrews, City Attorney

Richard Gidley
Richard Gidley, Deputy City Attorney

Attest:

Marie K. O'Connell
Marie K. O'Connell, City Clerk

Published January 19, 1991